

TRANSMITTAL LETTER  
(General - Patent Pending)

Docket No.  
030620-US

Application Of: Werner Pustelnik and Philipp Pustelnik

Serial No.

10/766,658

Filing Date

28 January 2004

Examiner

Group Art Unit

Title: Cooler

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is:

- a.) Applicants' Duly Executed Declaration and Power of Attorney;
- b.) Applicants' Certificate of Small Entity Status (Independent Inventor);
- c.) Post Card Receipt

in the above identified application.

- No additional fee is required.
- A check in the amount of \$65.00 is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. as described below.
  - Charge the amount of
  - Credit any overpayment.
  - Charge any additional fee required.

Signature

Dated: 13 February 2004

Karl Hormann  
Registration No.: 26,470

I certify that this document and fee is being deposited  
on February 2004 with the U.S. Postal Service as  
first class mail under 37 C.F.R. 1.8 and is addressed to the  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA  
22313-1450.

Signature of Person Mailing Correspondence

Karl Hormann

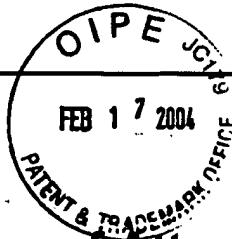
Typed or Printed Name of Person Mailing Correspondence

cc:

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Docket No.  
030620-US

# Declaration and Power of Attorney For Patent Application

## English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Cooler

the specification of which

(check one)

is attached hereto.

was filed on 28 January 2004 as United States Application No. or PCT International Application Number 10/766,658

and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)	Austria	29 January 2003	Priority Not Claimed
GM 40/2003 (Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
			<input type="checkbox"/>
			<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

N/A	
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

N/A		
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (*list name and registration number*)

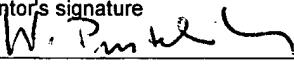
Karl Hormann, Esq., Registration No.: 26,470

Send Correspondence to: **Law Offices of Karl Hormann**  
**P.O. Box 381516**  
**Cambridge MA 02238-1516**

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Direct Telephone Calls to: (*name and telephone number*)  
**Mr Hormann @ 617.491.8867**

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Full name of sole or first inventor <b>PUSTELNIK, Werner</b>	<i>5-2-04</i> Date
Sole or first inventor's signature 	<b>5 February 2004</b>
Residence <b>Hutweidengasse 30, A-1190 Vienna, Austria</b>	
Citizenship <b>Austrian</b>	
Post Office Address <b>same as residence</b>	

Full name of second inventor, if any <b>PUSTELNIK, Philipp</b>	<i>5-2-04</i> Date
Second inventor's signature 	<b>5 February 2004</b>
Residence <b>Hutweidengasse 30, A-1190 Vienna, Austria</b>	
Citizenship <b>Austrian</b>	
Post Office Address <b>same as residence</b>	

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27 (b)) - INDEPENDENT INVENTOR**

Docket No.

Serial No.  
10/766,658

Filing Date  
28 January 2004

Patent No.

O1PE

Issue Date

FEB 17 2004

PATENT &amp; TRADEMARK OFFICE

Applicant/ **Werner Pustelnik and Philipp Pustelnik**  
Patentee:

Invention: **Cooler**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled above and described in:

- the specification to be filed herewith.
- the application identified above.
- the patent identified above.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- No such person, concern or organization exists.
- Each such person, concern or organization is listed below.

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27)

FULL NAME

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ADDRESS

Individual       Small Business Concern       Nonprofit Organization

FULL NAME

---

ADDRESS

Individual       Small Business Concern       Nonprofit Organization

FULL NAME

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ADDRESS

Individual       Small Business Concern       Nonprofit Organization

FULL NAME

---

ADDRESS

Individual       Small Business Concern       Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR Pustelnik, Werner

SIGNATURE OF INVENTOR W. Pustelnik

DATE: 5-2-04  
5 February 2004

NAME OF INVENTOR Pustelnik, Philipp

SIGNATURE OF INVENTOR M. M.

DATE: 5-2-04  
5 February 2004

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

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DATE: \_\_\_\_\_

NAME OF INVENTOR \_\_\_\_\_

SIGNATURE OF INVENTOR \_\_\_\_\_

DATE: \_\_\_\_\_